

**UNITED STATES DEPARTMENT OF COMMERCE****Patent and Trademark Office**

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KD

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
09/073,881	05/06/98	RAO	M T4903.CIP

020450
ALAN J HOWARTH
PO BOX 1909
SANDY UT 84091

HM12/1006

EXAMINER
HAYES, R

ART UNIT	PAPER NUMBER
1645	

DATE MAILED: 10/06/99

Renewed

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



Serial Number: 08/986967
Art Unit: 1645

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

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Washington, D.C. 20231

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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER

ART UNIT PAPER NUMBER

S

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application.

The reply filed on 08/05/98 is not fully responsive to the prior Office action of a Notice to Commissioner of Patents File Missing Parts because of the following omission(s) or matter(s): The oath or declaration is defective. A new oath or declaration in compliance with 37 CFR 1.67(a) identifying this application by application number and filing date is required. See MPEP §§ 602.01 and 602.02.

For example, on page 1, it does not state that the person making the oath or declaration has reviewed and understands the contents of the specification, *including the claims, as amended by any amendment specifically referred to in the oath or declaration*. On page 3, it is not clear what constitutes a post office address or residence for each inventor. It also does not identify the citizenship of each inventor. See 37 CFR 1.111.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Robert Hayes whose telephone number is (703) 305-3132. The examiner can normally be reached on Monday through Thursday, and alternate Fridays, from 8:30 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Anthony Caputa, can be reached on (703) 308-3995. The fax phone number for this Group is (703) 308-4242.

RC

Robert C. Hayes, Ph.D.
September 30, 1998

AC
ANTHONY C. CAPUTA
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1600



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO..
09/073,881	05/06/98	RAO	

ALAN J HOWARTH
THORPE NORTH & WESTERN LLP
PO BOX 1219
SANDY UTAH 84091-1219

EXAMINER

HAYES, R.

ART UNIT	PAPER NUMBER
1645	7

DATE MAILED: 10-08-99

This is in response to the Power of Attorney filed OCTOBER 04, 1999.

1. The power of Attorney to you in this application **has been revoked** by the applicant. Future correspondence will be mailed to the new address of record. 37 CFR 1.33.

2. The power of attorney to you in this application **has been revoked** by the assignee who has intervened as provided by 37 CFR 3.71. Future correspondence will be mailed to the new address of record. (37 CFR 1.33)

3. The withdrawal as attorney in this application has been accepted. Future correspondence will be mailed to the new address of record. 37 CFR 1.33 1. The power of Attorney to you in this application **has been revoked** by the applicant. Future correspondence will be mailed to the new address of record. 37 CFR 1.33.

4. The power of attorney in this application **is accepted**. Correspondence in this application will be mailed to the below-noted address as provided by 37 CFR 1.33.

5. The Power of Attorney in this application **is not accepted** for the reason(s) checked below:

a. The Power of Attorney is from an assignee and the Certificate required by 37 CFR 3.73 (b) has not been received.

b. The person signing for the assignee has omitted their empowerment to sign on behalf of the assignee.

c. The inventor(s) is without authority to appoint attorneys since the assignee has intervened as provided by 37 CFR 3.71.

d. The signature of _____, a co-inventor in this application, has been omitted. The Power of Attorney will be entered upon receipt of confirmation signed by said co-inventor.

e. The person(s) appointed in the Power of Attorney is not registered to practice before the U.S. Patent & Trademark Office.

f. The revocation is not signed by the applicant, the assignee of the entire interest, or one particular principal attorney having the authority to revoke.

Jerrita Gray

This is a communication from the
Patent and Trademark Office

JANE MASSEY LICATA, ESQ
LAW OFFICES OF JANE MASSEY LICATA
66 E. MAIN STREET
MARLTON, NEW JERSEY 08053